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IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF OREGON

GENERAL PRODUCE CO., LTD.,  
a California Limited  
Partnership,

Civ. No. 10-3047-CL

Plaintiff,

v.

**ORDER**

PHOENIX FARMERS MARKET, LLC;  
and MARTHA M. FORREST,  
individually,

Defendants.

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**PANNER, District Judge:**

Magistrate Judge Mark D. Clarke filed a Report and Recommendation, and the matter is now before this court. See 28 U.S.C. § 636(b)(1)(B), Fed. R. Civ. P. 72(b). Although no objections have been filed, this court reviews the legal principles *de novo*. See Lorin Corp. v Goto & Co., Ltd., 700 F.2d 1202, 1206 (9th Cir. 1983).

I have given this matter *de novo* review. I conclude the report is correct and ADOPT the Report and Recommendation of Magistrate Judge Clarke.

**CONCLUSION**

Magistrate Judge Clarke's Report and Recommendation (#15) is adopted. Plaintiff's motion for default judgment (#7) is GRANTED. Judgment for plaintiff is entered in the amount of \$28,213.86, plus prejudgment interest at the rate of eighteen percent (18%) per annum, interest calculated from the date of entry of judgment pursuant to 28 U.S.C. § 1961, and declaring that defendants have violated the Perishable Agricultural Commodities Act, and awarding plaintiff costs and reasonable attorneys' fees. Magistrate Judge Clarke will submit a Report and Recommendation on the issue of costs and fees.

IT IS SO ORDERED.

DATED this 18 day of March, 2011.



OWEN M. PANER  
U.S. DISTRICT JUDGE